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19	UNITED STATES DISTRICT COURT		
20	WESTERN DISTRICT OF WASHINGTON AT TACOMA		
21	FEDERAL DEPOSIT INSURANCE		
22	CORPORATION AS RECEIVER FOR	NO. 3:11-cv-05953-RBL	
23	WESTSOUND BANK,	STIPULATION AND ORDER RE	
24	Plaintiff,	DISMISSAL WITH PREJUDICE	
25	v.		
26	DAVID K. JOHNSON, et al.,		
27	Defendants.		
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STIPULATION AND ORDER

1 **STIPULATION** 2 WHEREAS, Plaintiff and Defendants have entered into and executed a written settlement 3 agreement ("Settlement Agreement") resolving all claims and defenses in this action; and, 4 WHEREAS, the Settlement Agreement requires the dismissal with prejudice of the entire 5 action as to all parties; 6 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among all 7 8 the parties hereto that this action be dismissed with prejudice as to all parties and that each party 9 shall bear its own attorneys' fees and costs. The parties further stipulate and agree that the Court 10 shall retain jurisdiction over all disputes among the parties relating to the Settlement Agreement, 11 including but not limited to interpretation and enforcement of the terms of the Settlement 12 13 Agreement. 14 DATED: November 14, 2012 15 /s/ Walter E. Barton Walter E. Barton, WSBA #26408 16 Karr Tuttle Campbell 17 1201 Third Avenue, Suite 2900 Seattle, Washington 98101 18 Telephone: (206) 223-1313 19 Fax: (206) 682-7100 Email: gbarton@karrtuttle.com 20 Kathleen M. Balderston, NY Bar #2252534 21 Kristin Jamberdino, NY Bar #4393005 22 Admitted Pro Hac Vice Nixon Peabody LLP 23 437 Madison Avenue New York, New York 10022 24 Telephone: (212) 940-3000 25 Fax: (212) 940-3111 Email: kbalderston@nixonpeabody.com 26 kjamberdino@nixonpeabody.com 27 28 Law Offices

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STIPULATION AND ORDER

RE DISMISSAL WITH PREJUDICE

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STIPULATION AND ORDER